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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Froloff, W Serial No.: 10/648,433 Filed: 08/25/03 Title: System and Method for Encoding Decoding Parsing and Translating Emotive Content in Electronic Communication	Group Art Unit: 2173 Examiner: Nguyen, Cao (Kevin) Docket: EMO2 CERTIFICATE OF MAILING I hereby certify that this correspondence is being deposited with the US Postal Service as First Class Mail in a postage-paid envelope addressed to Mail Stop Amendments, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on April, <u>26</u> 2005. Signed:  Walt Froloff
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RESPONSE TO OFFICE ACTION MAILED 02/17/05

Commissioner for Patents
M/S Amendments
Box 1450
Alexandria, VA 22313-1450

In re Application of:

**SYSTEM AND METHOD FOR ENCODING DECODING PARSING AND
TRANSLATING EMOTIVE CONTENT IN ELECTRONIC COMMUNICATION**

Subject: Response to first PTO OFFICE ACTION dated 2/17/05 for Patent
Application Number: 10/648,433

Dear Examiner Nguyen:

In response to the Office Action dated February 17, 2005, please find our written
argument structured respectively to reflect your DETAILED ACTION sheet.

- > Overcoming Double Patenting rejection by Terminal Disclaimer
- > Claim Rejection under 35 USC§102
- > Live Journal Prior Art